## IN THE UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re:	) Chapter 11
ARENA ENERGY, LP, et al., <sup>1</sup> Debtors.	Case No. 20-34215 (MI)  (Jointly Administered)
ARENA ENERGY, LP, Plaintiff,	) ) )
v.	) Adv. Proc. No. 20-03404
WT OFFSHORE, INC. and 31 GROUP, LLC,	)
Defendants.	)

Declaration of Sylvanus M. Polky in Support of Arena Energy, LP's Verified Original Complaint and Application for Temporary Restraining Order, Preliminary Injunction, and Permanent Injunction

- I, Sylvanus M. Polky, make this declaration under 28 U.S.C. § 1746:
- 1. I am an attorney at Susman Godfrey, LLP, and counsel for Arena Energy, LP. All facts set forth in this Declaration are based upon my personal knowledge.
- 2. I declare and verify that the allegations in ¶¶ 42-45 and 58-65 and in Footnote 3 of Arena Energy, LP's August 28, 2020 Verified Original Complaint and Application for Temporary Restraining Order, Preliminary Injunction, and Permanent Injunction ("Complaint") are true and correct.
- 3. Exhibit 9 to Arena Energy, LP's August 28, 2020 Verified Original Complaint and Application for Temporary Restraining Order, Preliminary Injunction, and Permanent

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<sup>&</sup>lt;sup>1</sup> The debtors in these chapter 11 cases, along with the last four digits of each debtor's federal tax identification number, are: Arena Energy, LP (1436); Arena Energy 2020 GP, LLC (N/A); Arena Energy GP, LLC (7454); Arena Exploration, LLC (1947); Sagamore Hill Holdings, LP (8266); and Valiant Energy, L.L.C. (7184). The location of the debtors' service address is: 2103 Research Forest Drive, Suite 400, The Woodlands, Texas 77380.

Injunction ("Complaint") is a true and correct copy of an August 24, 2020 Declaration of Attempted Service by Richard Gowens. I received this declaration and am familiar with it.

- 4. Exhibit 10 to the Complaint is a true and correct copy of a printout of an advertisement on LoopNet for 100 Crescent Court, the Crescent Building 100 in Dallas, TX. I viewed this website and printed it.
- 5. Exhibit 11 to the Complaint is a true and correct copy of a screenshot of a Google Maps Streetview of 3201 Ridge Road, Rockwall, Texas. I took this screenshot and printed it.
- 6. Exhibit 21 to the Complaint is a true and correct copy of an August 23, 2020 letter from Geoffrey Harrison, an attorney at my firm, to 31 Group, LLC. I was copied on this letter and am familiar with it.
- 7. Exhibit 22 to the Complaint is a true and correct copy of an August 23, 2020 letter from Geoffrey Harrison, an attorney at my firm, to W&T Offshore, Inc., c/o Philip Eisenberg. I was copied on this letter and am familiar with it.
- 8. Exhibit 23 to the Complaint is a true and correct copy of an August 24, 2020 letter from Ken Goggans to my law firm, Susman Godfrey L.L.P., with attention to Geoffrey Harrison. I am familiar with this letter.
- 9. Exhibit 24 to the Complaint is a true and correct copy of an August 24, 2020 email from Andrew Zatz to Geoffrey Harrison, an attorney at my firm. I am familiar with this email.
- 10. Exhibit 25 to the Complaint is a true and correct copy of an August 26, 2020 email from Gregory Pesce to Andrew Zatz, Brian Schartz and Geoffrey Harrison, an attorney at my firm. I am familiar with this email.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing statements are true and correct.

Dated: August 28, 2020 Houston, Texas /s/ *Sylvanus M. Polky* Name: Sylvanus M. Polky Susman Godfrey, LLP

Attorney for Arena Energy, LP